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23 UNITED STATES DISTRICT COURT

24 NORTHERN DISTRICT OF CALIFORNIA

25 SAN FRANCISCO DIVISION

26 NATIONAL TPS ALLIANCE, *et al.*,

27 Plaintiffs,

28 v.

29 KRISTI NOEM, in her official capacity as
30 Secretary of Homeland Security, *et al.*,

31 Defendants.

32 Case No. 3:25-cv-5687

33 **DEFENDANTS' EMERGENCY MOTION FOR
34 RELIEF FROM NONDISPOSITIVE ORDER OF
35 MAGISTRATE JUDGE (ECF NO. 169)**

36 **EXHIBIT B –
37 WITHHELD DPP PRIVILEGE LOG**

38 Judge: Hon. Trina L. Thompson

BEG DOC#	END DOC#	DOC DATE	RECORD TYPE	PG COUNT	SUBJECT	FILENAME	FILENAME	Privilege	Privilege Description
NTPSA2_00000216	NTPSA2_00000216	3/31/2025	Attach	1	APR 1 Executive Team Call Agenda.pdf	APR 1 Executive Team Call Agenda.pdf	DP - Deliberative Process		Discussion of topics unrelated to TPS. Agenda contains descriptions of ongoing deliberative projects, reported by principals to the Secretary and Deputy Secretary, including deliberative policy discussions
NTPSA2_00000244	NTPSA2_00000244	5/19/2025	Attach	4	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph.docx	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative draft briefing materials drafted by attorney Christina McDonald for review by the Acting General Counsel (Joseph Mazzara) for submission to the Secretary regarding pre-decisional, unimplemented policies and legal input regarding those policies, most of which are unrelated to TPS and challenged determinations at issue in this case.
NTPSA2_00000247	NTPSA2_00000247	5/19/2025	Attach	4	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph.docx	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative draft briefing materials drafted by DHS attorney Christina McDonald for review by the Acting General Counsel (Joseph Mazzara) for submission to the Secretary regarding pre-decisional, unimplemented policies and legal input regarding those policies, most of which are unrelated to TPS and challenged determinations at issue in this case.
NTPSA2_00000385	NTPSA2_00000385_0008	3/24/2025	Attach	9	USCIS Priority list for 3-25-25.docx	USCIS Priority list for 3-25-25.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative document discussing content and development of numerous unimplemented, non-final proposed regulatory policies, the vast majority of which are unrelated to TPS shared between Jerry Rigdon (Acting Chief, Regulatory Coordination Division, USCIS) and DHS OGC attorney Christina McDonald (among others). Document reflects requests for and discussions of legal advice from the Department of Justice regarding non-TPS policy proposals.
NTPSA2_00000388	NTPSA2_00000388_0008	4/21/2025	Attach	9	USCIS Priority list for 4-22-25.pdf	USCIS Priority list for 4-22-25.pdf	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative document discussing content and development of numerous unimplemented, non-final proposed regulatory policies, the vast majority of which are unrelated to TPS shared between Jerry Rigdon (Acting Chief, Regulatory Coordination Division, USCIS) and DHS OGC attorney Christina McDonald (among others). Document reflects requests for and discussions of legal advice from the Department of Justice regarding non-TPS policy proposals and discussion of legal review and feedback from the Office of the General Counsel and USCIS's Office of Chief Counsel on non-TPS policy proposals.
NTPSA2_00000391	NTPSA2_00000391_0008	4/21/2025	Attach	9	USCIS Priority list for 4-22-25.docx	USCIS Priority list for 4-22-25.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative document discussing content and development of numerous unimplemented, non-final proposed regulatory policies, the vast majority of which are unrelated to TPS shared between Jerry Rigdon (Acting Chief, Regulatory Coordination Division, USCIS) and DHS OGC attorney Christina McDonald (among others). Document reflects requests for and discussions of legal advice from the Department of Justice regarding non-TPS policy proposals and discussion of legal review and feedback from the Office of the General Counsel and USCIS's Office of Chief Counsel on non-TPS policy proposals.
NTPSA2_00000393	NTPSA2_00000393_0009	5/26/2025	Attach	10	USCIS Priority list for 5.27.25.docx	USCIS Priority list for 5.27.25.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Predecisional, deliberative document discussing content and development of numerous unimplemented, non-final proposed regulatory policies, the vast majority of which are unrelated to TPS shared between Jerry Rigdon (Acting Chief, Regulatory Coordination Division, USCIS) and DHS OGC attorney Christina McDonald (among others). Document reflects requests for and discussions of legal advice from the Department of Justice regarding non-TPS policy proposals and discussion of legal review and feedback from the Office of the General Counsel and USCIS's Office of Chief Counsel on non-TPS policy proposals.
NTPSA2_00000413	NTPSA2_00000413	5/21/2025	Attach	4	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph (LCS).docx	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-05-19 - to Joseph (LCS).docx	AC - Attorney Client Privilege; DP - Deliberative Process		Draft memo prepared by counsel for review by Acting General Counsel Joseph Mazzara regarding ongoing, unimplemented policies and policy development.

									LEP - Redactions made according to court orders dated 10/31/25 and 10/16/25. Note: Order dated Oct. 16 stated, "The bullet points under DHS will on NTPSA2_00000588" but those bullet points extend into NTPSA2_00000589 and NTPSA2_00000590 so redacted those bullet points as well. ACP - Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00000545	NTPSA2_00000628	5/21/2025	Attach	84	S2 Briefing Book 05.22.2025 - Full Mats.pdf	S2 Briefing Book 05.22.2025 - Full Mats.pdf	AC - Attorney Client Privilege; DP - Deliberative Process; LE - Law Enforcement		Discussion of pre-decisional, deliberative Department-wide proposed policies unrelated to TPS, as well as law enforcement initiatives and information unrelated to TPS. Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00000861	NTPSA2_00000881	6/13/2025	Attach	21	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	AC - Attorney Client Privilege; DP - Deliberative Process; LE - Law Enforcement		LEP - Redactions made according to court orders dated 10/31/25 and 10/16/25. ACP - Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00000884	NTPSA2_00000904	6/13/2025	Attach	21	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	AC - Attorney Client Privilege; DP - Deliberative Process; LE - Law Enforcement		LEP - Redactions made according to court orders dated 10/31/25 and 10/16/25. ACP - Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00000907	NTPSA2_00000927	6/13/2025	Attach	21	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	AC - Attorney Client Privilege; DP - Deliberative Process; LE - Law Enforcement		LEP - Redactions made according to court orders dated 10/31/25 and 10/16/25. Redactions on NTPSA2_00000914, NTPSA2_00000925, and NTPSA2_00000927, while not specifically mentioned on the court orders, had identical redactions on other documents named in the court orders so made those consistent with other redactions. ACP - Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00000930	NTPSA2_00000950	6/13/2025	Attach	21	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	06.17.2025 - Component Cabinet Meeting - Full Mats.pdf	AC - Attorney Client Privilege; DP - Deliberative Process; LE - Law Enforcement		LEP - Redactions made according to court orders dated 10/31/25 and 10/16/25. Redactions on NTPSA2_00000937, NTPSA2_00000948, and NTPSA2_00000950, while not specifically mentioned on the court orders, had identical redactions on other documents named in the court orders so made those consistent with other redactions. ACP - Includes information prepared by the Acting General Counsel for presenting at senior leadership meeting reflecting content of legal reviews of unimplemented policies, unrelated to TPS, by the Office of the General Counsel and the Department of Justice.
NTPSA2_00001040	NTPSA2_00001040	6/23/2025	Attach	12	USCIS Priority list for 6.23.25.docx	USCIS Priority list for 6.23.25.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Preddecisional, deliberative document containing deliberations regarding numerous unimplemented policies, most unrelated to challenged TPS determinations, as well as legal advice provided to USCIS by DHS OGC and USCIS OCC on the same.
NTPSA2_00001042	NTPSA2_00001042	6/24/2025	Attach	12	USCIS Priority list for 6.23.25.docx	USCIS Priority list for 6.23.25.docx	AC - Attorney Client Privilege; DP - Deliberative Process		Preddecisional, deliberative document containing deliberations regarding numerous unimplemented policies, most unrelated to challenged TPS determinations, as well as legal advice provided to USCIS by DHS OGC and USCIS OCC on the same.
NTPSA2_00001155	NTPSA2_00001155	6/6/2025	Attach	1	[Review Request] CFIUS Cases (25-069)	[Review Request] CFIUS Cases (25-069)	[Review Request] CFIUS Cases (25-069)	DP - Deliberative Process	Deliberative discussion between DHS staff - Kelie Benz (DHS Office of the Executive Secretary), Joseph Guy (Deputy Chief of Staff), Jimmy Percival, and Joseph Mazzara (DHS AGC) - about preddecisional issues about non-TPS issues.
NTPSA2_00001156	NTPSA2_00001156	6/6/2025	Attach	1	25-14509 - CFIUS 25-069 Decision Memo.docx				Deliberative draft document about preddecisional decisions about non-TPS issues.
NTPSA2_00001157	NTPSA2_00001157	6/6/2025	Attach	1	25-14509 - CFIUS 25-069 Tab A Cert to Congress [CoLead].docx				Deliberative draft document about preddecisional issues about non-TPS issues.

						25-11586 PLCY - MOC Between US and Belize on BDSP - Final.docx		
NTPSA2_00001159	NTPSA2_00001159	5/9/2025	Attach	13			DP - Deliberative Process	Deliberative draft document about predecisional issues about non-TPS issues.
NTPSA2_00001160	NTPSA2_00001160	6/3/2025	Attach	3		25-11586 PLCY - S1 Action Memo - Belize MOC Signing.pdf	DP - Deliberative Process	Deliberative draft document about predecisional issues about non-TPS issues.
NTPSA2_00001178	NTPSA2_00001178	6/6/2025	Attach	1	[Review Request] CFIUS Cases (25-069)	[Review Request] CFIUS Cases (25-069)	DP - Deliberative Process	DP - Deliberative discussion of clearance process and approvals for various topics not involving TPS.
NTPSA2_00001179	NTPSA2_00001179	6/6/2025	Attach	1		25-14509 - CFIUS 25-069 Decision Memo.docx	DP - Deliberative Process	DP - Deliberative discussion of clearance process and approvals for various topics not involving TPS.. Draft as it is not signed yet. Also recommendation from PLCY to Secretary without finalized Secretary input. Non-TPS issue. LEP - Name of classified case DP - Deliberative discussion of clearance process and approvals for various topics not involving TPS. LES - Name of non-TPS (classified part not in CORA)
NTPSA2_00001180	NTPSA2_00001180	6/6/2025	Attach	1		25-14509 - CFIUS 25-069 Tab A Cert to Congress [CoLead].docx	DP - Deliberative Process	Deliberative discussion of clearance process and approvals for various topics not involving TPS.
NTPSA2_00001182	NTPSA2_00001182	5/9/2025	Attach	13		25-11586 PLCY - MOC Between US and Belize on BDSP - Final.docx	DP - Deliberative Process	Predecisional, deliberative policy initiative unrelated to TPS that also has law enforcement impact with our international law enforcement partners.
NTPSA2_00001183	NTPSA2_00001183	6/3/2025	Attach	3		25-11586 PLCY - S1 Action Memo - Belize MOC Signing.pdf	DP - Deliberative Process	Predecisional, deliberative, unadopted recommendation memorandum unrelated to TPS regarding unimplemented international law enforcement agreement.
NTPSA2_00001334	NTPSA2_00001334	6/24/2025	Edoc	12	USCIS monthly regs list - 06-24-25 - w Cem notes.docx	USCIS monthly regs list - 06-24-25 - w Cem notes.docx	AC - Attorney Client Privilege; DP - Deliberative Process	The document is a draft and pre-decisional chart of non-finalized, proposed USCIS regulations and also has ACC information, including communications provided by OGC Counsel Julia Follick to client re questions to further provision of legal advice.
NTPSA2_00001335	NTPSA2_00001335	6/16/2025	Edoc	4	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-06-16 - to Joseph Updated.docx	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-06-16 - to Joseph Updated.docx	AC - Attorney Client Privilege; DP - Deliberative Process	DP - This is a draft document with highlights to be filled-in communicating proposed, non-final rules by Department and Components. ACP - This document contains comments from DHS AGC Joseph Mazzara for DHS Cabinet Meeting regarding status updates as to non-final Rules, including coordination with DOJ and client on statutes / next steps of the Rules.
NTPSA2_00001336	NTPSA2_00001336	6/26/2025	Edoc	12	Rule Tracker - 2025-06-26.docx	Rule Tracker - 2025-06-26.docx	AC - Attorney Client Privilege; DP - Deliberative Process; WP - Work Product	AC/DP/WP - Document drafted by Office of the General Counsel with information reflecting attorney work and review of regulatory policy initiatives, largely unimplemented, and reflecting legal advice and analysis regarding those initiatives.
NTPSA2_00001339	NTPSA2_00001339	6/11/2025	Edoc	4	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-06-10..46EB765A-82B1-47E2-B307-A122F982FB83 2025-06-11T17-16-32.docx	Brg Memo - Reg List for DHS Cabinet Mtg - 2025-06-10..46EB765A-82B1-47E2-B307-A122F982FB83 2025-06-11T17-16-32.docx	AC - Attorney Client Privilege; DP - Deliberative Process	DP - This is a draft document with highlights to be filled-in communicating proposed, non-final rules by Department and Components. ACP - This document contains comments from DHS AGC Joseph Mazzara for DHS Cabinet Meeting regarding status updates as to non-final Rules, including coordination with DOJ and client on statutes / next steps of the Rules.
NTPSA2_00001361	NTPSA2_00001361	6/30/2025	Email	1	000000001DAB 8ED63C313A49 9A5354882419 014A24002000. MSG	000000001DAB 8ED63C313A49 9A5354882419 014A24002000. MSG	AC - Attorney Client Privilege; DP - Deliberative Process	Predecisional, deliberative discussion reflecting possible policy decision for Honduras TPS, as well as other policies unrelated to TPS, with comments from DHS policy staff advisor Paul McLaughlin to Deputy Chief of Staff Joseph Guy. Includes information regarding request to be made for legal advice regarding non-immigration decisionmaking.
NTPSA2_00001366	NTPSA2_00001366	6/11/2025	Attach	2	Regulatory Actions Under DHS Review (11JUN2025).do cx	Regulatory Actions Under DHS Review (11JUN2025).do cx	DP - Deliberative Process	Predecisional, deliberative notes reflecting possible policy decisions and USCIS Regulatory Actions that are under DHS review but not necessarily finalized. TPS items left unredacted.
NTPSA2_00001369	NTPSA2_00001369	3/31/2025	Attach	1	Component Input to S1 Morning Brief_USCIS 04.01.25.docx	Component Input to S1 Morning Brief_USCIS 04.01.25.docx	DP - Deliberative Process	Deliberative, draft proposed briefing material for Secretary regarding various policy initiatives.

					Component Input to S1 Morning Brief_USCIS 5.22.25.docx	Component Input to S1 Morning Brief_USCIS 5.22.25.docx		
NTPSA2_00001464	NTPSA2_00001464	5/21/2025	Attach	1				Deliberative, draft proposed briefing material for Secretary regarding various policy initiatives.
NTPSA2_00001490	NTPSA2_00001493	5/2/2025	Email	4	RE: Priority Items for Clearance - 5/2/25	0000000063AF A5B07515CD49 AE4F8E846CBD 5D48A4272000. MSG	0000000063AF A5B07515CD49 AE4F8E846CBD 5D48A4272000. MSG	DP - Deliberative Process
NTPSA2_00001599	NTPSA2_00001599_0003	3/24/2025	Attach	4		Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - 3.17.2025_3.21.2025 (USCIS Clean) 3.21.25.pdf	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - 3.17.2025_3.21.2025 (USCIS Clean) 3.21.25.pdf	DP - Deliberative Process; LE - Law Enforcement
NTPSA2_00001625	NTPSA2_00001625	4/7/2025	Attach	6		Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report_March 31 - April 4 - USCIS Clean.pdf	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report_March 31 - April 4 - USCIS Clean.pdf	DP - Deliberative Process
NTPSA2_00001914	NTPSA2_00001914_0002	2/12/2025	Attach	3		Memorandum for the Secretary and Deputy Secretary - Weekly Report 0210-0214.docx	Memorandum for the Secretary and Deputy Secretary - Weekly Report 0210-0214.docx	DP - Deliberative Process
NTPSA2_00002547	NTPSA2_00002550	2/26/2025	Email	4	RE: DO Tiger team list	00000000E57E2 C14FC004C43B 9585C99567F7 7DE44112000. MSG	00000000E57E2 C14FC004C43B 9585C99567F7 7DE44112000. MSG	DP - Deliberative Process
NTPSA2_00002554	NTPSA2_00002554_0004	3/31/2025	Attach	5		Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - (USCIS Clean) 3.27.25.docx	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - (USCIS Clean) 3.27.25.docx	DP - Deliberative Process; LE - Law Enforcement
NTPSA2_00002556	NTPSA2_00002556_0002	3/26/2025	Attach	3		Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - Template.docx	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - Template.docx	DP - Deliberative Process; LE - Law Enforcement
NTPSA2_00002558	NTPSA2_00002561	2/26/2025	Email	4	FW: DO Tiger team list	00000000E57E2 C14FC004C43B 9585C99567F7 7DE04112000. MSG	00000000E57E2 C14FC004C43B 9585C99567F7 7DE04112000. MSG	DP - Deliberative Process
NTPSA2_00002569	NTPSA2_00002569_0003	6/5/2025	Attach	4		Project list April 2025.docx	Project list April 2025.docx	DP - Deliberative Process
NTPSA2_00002572	NTPSA2_00002575	1/30/2025	Email	4	RE: Priority List Request	00000000E57E2 C14FC004C43B 9585C99567F7 7DEE4672000. MSG	00000000E57E2 C14FC004C43B 9585C99567F7 7DEE4672000. MSG	DP - Deliberative Process
NTPSA2_00002582	NTPSA2_00002584	2/26/2025	Email	3	RE: DO Tiger team list	00000000E57E2 C14FC004C43B 9585C99567F7 7DE04692000. MSG	00000000E57E2 C14FC004C43B 9585C99567F7 7DE04692000. MSG	DP - Deliberative Process

								DPP - This document is protected by the deliberative process privilege as it involves internal agency deliberation - specifically, it involves a USCIS staff member's edits to a draft priority list not related to TPS
NTPSA2_00002585	NTPSA2_00002585	6/7/2025	Attach	1	image001	image001	DP - Deliberative Process	DPP - This document is protected by the deliberative process privilege as it involves internal agency deliberation - specifically, it involves a draft team list of priorities and a USCIS staff member's edits to that list about non-TPS matters.
NTPSA2_00002736	NTPSA2_00002739	2/26/2025	Email	4	Re: DO Tiger team list	000000007BDC9A27AA283B44877F4A2494C79F4BE4112000.MSG	000000007BDC9A27AA283B44877F4A2494C79F4BE4112000.MSG	DP - Deliberative Process
NTPSA2_00002962	NTPSA2_00002962_0003	3/24/2025	Attach	4	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - 3.17.2025_3.21.2025 (USCIS Clean)	Memorandum for the Secretary and Deputy Secretary - S1_S2 Weekly Report - 3.17.2025_3.21.2025 (USCIS Clean) 3.21.25.pdf	3.21.25.pdf	DP - Deliberative Process; LE - Law Enforcement LEP: This is a memorandum from USCIS leadership to the DHS Secretary. Certain information would disclose techniques and procedures for law enforcement investigations or prosecutions. DP: This is a memorandum from USCIS leadership to the DHS Secretary. Document includes mention of proposed and draft policy decisions.